

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
LUFKIN DIVISION**

FILED - CLERK  
U.S. DISTRICT COURT  
2007 SEP -5 AM 10:15  
TX EASTERN - LUFKIN  
BY \_\_\_\_\_

NETWORK APPLIANCE, INC.,  <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">v.</p> SUN MICROSYSTEMS, INC.,  <p style="text-align: center;">Defendant.</p>	Civil Action No.: _____  <p style="text-align: center;">JURY TRIAL DEMANDED</p>
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**DISCLOSURE STATEMENT**

Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure and to enable Judges and Magistrate Judges of the Court to evaluate whether disqualification or recusal is required, the undersigned counsel for plaintiff Network Appliance, Inc. ("NetApp"), certifies that: i) NetApp does not have a parent corporation, and ii) the following publicly-traded companies hold a ten percent or more share of NetApp's stock: Alliance Bernstein LP.

Dated: September 5, 2007

Respectfully submitted,

  
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